

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

BERNADETTE L. JARAMILLO,

Petitioner,

v.

No. 16-cv-0284 LH/SMV

MONICA WETZEL,¹

Respondent.

**ORDER ADOPTING MAGISTRATE JUDGE'S
PROPOSED FINDINGS AND RECOMMENDED DISPOSITION**

THIS MATTER is before the Court on the Magistrate Judge's Proposed Findings and Recommended Disposition [Doc. 10] ("PF&RD"), filed on June 16, 2016. Petitioner filed her Application for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2254 by a Person in State Custody [Doc. 1] ("Petition") on April 11, 2016. On reference by the undersigned, [Doc. 2], the Honorable Stephan M. Vidmar, United States Magistrate Judge, found that Petitioner had not exhausted her state-court remedies and recommended dismissing this case without prejudice. [Doc. 10] at 1.

No party has filed objections to the PF&RD, and the time for doing so has passed. *See id.* at 5 (giving notice that objections were due within 14 days of the filing of the PF&RD). Therefore, the Court will adopt the PF&RD and dismiss the Petition with prejudice.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Magistrate Judge's Proposed Findings and Recommended Disposition [Doc. 10] is **ADOPTED**.

¹ The Court ordered the Clerk to substitute Monica Wetzel, the Warden of the facility where Petitioner is incarcerated, as the sole named Respondent on April 20, 2016. [Doc. 6].

IT IS FURTHER ORDERED that Petitioner's Application for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2254 by a Person in State Custody [Doc. 1] is **DENIED**, and the case is **DISMISSED WITHOUT PREJUDICE**.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read "C. Leroy Hansen", written over a horizontal line.

C. LEROY HANSEN
Senior United States District Judge